UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

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IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESALE PRICE
LITIGATION

MDL No. 1456

THIS DOCUMENT RELATES TO: State of Nevada v. American Home Products, et al., Civil Action No. 02-CV-12086-PBS

CIVIL ACTION: 01-CV-12257

State of Montana v. Abbott Labs.,

Inc., et al.,
Civil Action No. 02-CV-12084-PBS

AMENDED ORDER

September 12, 2007

Saris, U.S.D.J.

The plaintiff's motion for summary judgment (Docket No. 3731) and the defendants' motions for summary judgment (Docket Nos. 3630, 3642, 3643, 3646, 3659, 3662, 3664, 3674, 3676, 3681, 3682, 3683, 3695, 3698, 3703, 3706, 3713, 3722, 3733, 3748, 3749) are **DENIED** without prejudice to being refiled in their Federal courts of origin after transfer of the cases.

S/PATTI B. SARIS

United States District Judge